IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COM**PANY APPLICATION No. 1126 OF 2006**
IN
COMPANY PETITION No. 754 OF 2004

Adhunik Yarns Ltd. ... Applicant

Mr. Mukesh Jain, Advocate , for Applicant.

CORAM : R. S. MOHITE, J.

DATE : NOVEMBER 30, 2006.

P.C.

. This is an application, seeking prayer to dismiss the winding up petition and remand of the matter to BIFR. There is also an offer regarding OTS settlement. It appears that the secured creditors have not been paid up fully. This application is not tenable. After the creditors are paid up, they will be at liberty to move for fixing the date of main petition. The Advcate for the Petitioner submits that he would like to move the BIFR. He is at liberty to do so, in accordance with the law.

[R. S. MOHITE, J.]